

\_\_\_\_\_Published in the Derby Reporter, **October 24, 2003**

**ORDINANCE NO. 45-838**

**AN ORDINANCE LEVYING ASSESSMENTS ON LOTS, PIECES AND PARCELS OF LAND IN THE CITY OF WICHITA, KANSAS, FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF CONSTRUCTING LATERAL 1, MAIN 12, SANITARY SEWER NO. 23, TO SERVE EAGLES LANDING AT NORTH OLIVER 2ND ADDITION & UNPLATTED TRACT "A" (468-83284/480-604)**

WHEREAS, pursuant to the proceedings regularly had according to law, contracts have been let for the following improvement in the City of Wichita, Kansas: constructing **LATERAL 1, MAIN 12, SANITARY SEWER NO. 23, TO SERVE EAGLES LANDING AT NORTH OLIVER 2ND ADDITION & UNPLATTED TRACT "A"**, and such contracts have been duly performed, and

WHEREAS, the Governing Body has determined that the total cost of such improvement is **\$238,805.00** and that **\$238,805.00** be assessed against the improvement district and **\$0.00** be paid by the Sewer Utility Fund, and

WHEREAS, said Governing Body has, after due notice, met and determined the amount of such special assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. Special assessments to pay the cost of said improvement as authorized by **Resolution No. R-01-339, rescinded by Resolution No. R-02-054, amended by Resolution No. R-02-241, adopted August 14, 2001, January 15, 2002, & May 21, 2002, and published August 18, 2001, January 19, 2002 & May 25, 2002, corrected & republished June 11, 2002**, be and the same are hereby levied against the several lots, pieces and parcels of land liable for special assessment for said improvement as follows:

1DATE: 10/08/03

PETITIONED: YES

LEGAL OF PARCEL IN BENEFIT DISTRICT	ASSESSMENT
PAGE 1	
LOT 1	3,511.84
BLOCK C	
EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 2	3,511.84

BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 3	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 4	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 5	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 6	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 7	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 8	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 9	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 10	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 11	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
1		
PAGE 2		
LOT 12	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 13	3,511.84	

BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 14	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 15	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 16	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 17	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 18	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 19	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 20	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 21	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 22	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
1		
PAGE 3		
LOT 23	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 24	3,511.84	

BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 25	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 26	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 27	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 47	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 48	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 49	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 50	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 51	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 52	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		

1

PAGE 4

LOT 53	3,511.84	
BLOCK C		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 54	3,511.84	

BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 55 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	3,511.84
LOT 56 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	3,511.84
LOT 57 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	3,511.84
LOT 58 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	3,511.84
LOT 59 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	3,511.84
LOT 60 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	3,511.84
LOT 61 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	3,511.84
LOT 62 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	3,511.84
LOT 63 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	3,511.84
1 PAGE 5	
LOT 64 BLOCK C EAGLES LANDING AT NORTH OLIVER 2ND	3,511.84
LOT 1	3,511.84

BLOCK D		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 2	3,511.84	
BLOCK D		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 3	3,511.84	
BLOCK D		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 4	3,511.84	
BLOCK D		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 5	3,511.84	
BLOCK D		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 6	3,511.84	
BLOCK D		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 7	3,511.84	
BLOCK D		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 8	3,511.84	
BLOCK D		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 9	3,511.84	
BLOCK D		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 10	3,511.84	
BLOCK D		
EAGLES LANDING AT NORTH OLIVER 2ND		
1		
PAGE 6		
LOT 11	3,511.84	
BLOCK D		
EAGLES LANDING AT NORTH OLIVER 2ND		
LOT 12	3,511.84	

BLOCK D EAGLES LANDING AT NORTH OLIVER 2ND	
LOT 13 BLOCK D EAGLES LANDING AT NORTH OLIVER 2ND	3,511.84
LOT 14 BLOCK D EAGLES LANDING AT NORTH OLIVER 2ND	3,511.84
LOT 15 BLOCK D EAGLES LANDING AT NORTH OLIVER 2ND	3,511.84
LOT 1 BLOCK E EAGLES LANDING AT NORTH OLIVER 2ND	24,582.87
BEG 756 FT S NE COR NE1/4 TH S 509 FT W 478 FT N 509 FT E 478 FT TO BEG EXC E 50 FT FOR RD. SEC 26-26-1E	3,511.73
0	
0 PROJECT 468 83284	238,805.00FRACTIONAL

SECTION 2. The amounts so levied and assessed as set forth in the foregoing Section 1 shall be due and payable from and after the date hereof at the Debt Management Section of the Finance Department. The owners of the properties will be given a period until 5:00 o'clock p.m. on **November 24, 2003**, during which the special assessments may be paid and the lien against the property for which the special assessment is paid shall thereupon be discharged and satisfied.

SECTION 3. That payment of said assessments may indefinitely be deferred against those property owners eligible for such deferral as provided in City of Wichita Ordinance No. 43-977.

SECTION 4. For any portion of the assessments which are not paid by the above specified date and time, general obligation bonds of the City, payable in installments over a period of not to exceed fifteen (15) years, will be issued as provided by K.S.A. 12-6a14 (c), and the principal amount of the unpaid assessments, together with interest on the unpaid principal balance thereof at a rate to be determined by the Governing Body (such rate not to exceed the maximum rate allowed by K.S.A. 10-1009, as amended) will be certified to the County Clerk of Sedgwick County, Kansas, for the aforesaid number of years, and will be levied against the property liable therefor in the same form and manner as, and will be collected at such time as is customary for, the levying and

collecting of ad valorem property taxes, and the taxes so collected will be used for the purpose of paying the principal of and the interest on such general obligation bonds as they mature and become due. The first such levy shall be made for the year **2004**.

SECTION 5. This ordinance shall take effect and be in force as of and on **October 24, 2003** after its passage and publication once in the official city paper.

ADOPTED at Wichita, Kansas on **October 21, 2003**.

---

Carlos Mayans, Mayor

ATTEST:

---

Karen Schofield, City Clerk